

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office..... **SEP 07 1995**
 Returned to applicant for correction..... **SEP 14 1995**
 Corrected application filed..... Map filed **SEP 28 1995** 9-3-93 under 58882

The applicant **CITY OF SPARKS by and through SIERRA PACIFIC POWER COMPANY**
431 PRATER WAY of **SPARKS**
Street and No. or P.O. Box No. City or Town
NV 89431 hereby make application for permission to change the
State and Zip Code No.
point of diversion, place of use and manner of use of a portion
Point of diversion, manner of use, and/or place of use
 of water heretofore appropriated under **Claims #351 and 352 of the Truckee River Decree**
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
said Decree entered by the District Court of the United States in and for the
identify right in Decree.
District of Nevada in that certain action entitled "The United States of
America, Plaintiff, vs. Orr Water Ditch Company, et.al., Defendants", in Equity
Docket No. A-3.

1. The source of water is **Truckee River**
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed **0.2105 CFS not to exceed 69.50 acre feet annually**
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for **Municipal and Domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for **as Decreed**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point **the points of diversion of Sierra's**
Describe as being within a 40-acre subdivision of public survey and by course and
existing water treatment plants as described in Exhibit "A" attached hereto
distance to a section corner. If on unsurveyed land, it should be stated.
and as shown on the map supporting
Application #58882 on file with the State Engineer
NE1/4SW1/4 of Section 17, T.19N., R.19E.,
6. The existing permitted point of diversion is located within
M.D.B.&M. or at a point from which the Northwest corner of Section 20, T.19N.,
R.19E., M.D.B.&M. bears S. 44° 40' W., 3211.00 feet (Orr Ditch and extensions)

7. Proposed place of use **See legal description and supporting map of Sierra's**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
certificated water service territory on file with the State Engineer.

8. Existing place of use **Section 1, T.20N., R.20E., M.D.B.&M.**
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
SW1/4SW1/4 - 15.40 acres
manner of use of irrigation permit, describe acreage to be removed from irrigation.
SE1/4SW1/4 - 5.985 acres Total - 21.385 acres

9. Use will be from **as Decreed** to _____ of each year.
Month and Day Month and Day

10. Use was permitted from **as Decreed** to _____ of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) **water will be diverted by existing Sierra**
State manner in which water is to be diverted, i.e. diversion structure,
facilities, treated and placed into Sierra's existing distribution system.
ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works **in excess of \$50 million**

13. Estimated time required to construct works **completed**

14. Estimated time required to complete the application of water to beneficial use.....one year
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:
- During 1994 Sierra served an average of 59,223 non duplicate customers and delivered approximately 64,505 acre feet of water. Maximum day on 7/20/1994= 115.46 MG (354.335 acre feet)

Robert E. Firth
 By s/Robert E. Firth
 360 East Riverview Cr.
 Reno, NV 89509

Compared.....cl/nsr lw/cms

Protested.....

APPROVAL
 OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place and manner of use of a portion of the waters of the Truckee River as heretofore granted under Claims 351 and 352, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.2105 cubic feet per second, but not to exceed 69.5 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before N/A

Proof of completion of work shall be filed before N/A

Application of water to beneficial use shall be made on or before March 27, 1999

Proof of the application of water to beneficial use shall be filed on or before April 27, 1999

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed.....

Proof of beneficial use filed.....APR 27 2005

Cultural map filed.....

Certificate No. 16573 Issued 10-10-05

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
 State Engineer of Nevada, have hereunto set my hand and the seal of my
 office, this 27th day of March

A.D. 1998

[Signature]
 State Engineer